

**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☒ Declaration Submitted with Initial Filing **OR** ☐ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	1350.380
First Named Inventor	Raymond E. Montgomery
COMPLETE IF KNOWN	
Application Number	NYA
Filing Date	
Group Art Unit	NYA
Examiner Name	NYA

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Renewable Drum Mixer

(Title of the Invention)

the specification of which

X is attached hereto

OR

as United States Application Number or PCT International

was filed on (MM/DD/YYYY)

(if applicable).

Application Number

NYA

and was amended on (MM/DD/YYYY)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

DECLARATION — Utility or Design Patent Application

Direct all correspondence to: ☒ Customer Number 30589 OR ☐ Correspondence address below

Name DUNLAP, CODDING & ROGERS, P.C.

Address P. O. Box 16370

Address

City Oklahoma City

State OK

ZIP 73113

Country US

Telephone (405) 607-8600

Fax (405) 607-8686

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR :

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Raymond E.

Family Name
or Surname Montgomery

Inventor's
Signature

Raymond E. Montgomery

Date

9/18/03

Residence: City Oklahoma City

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Country USA

NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) David W.

Family Name
or Surname Peal, Jr.

Inventor's
Signature

D. Peal

Date

9/30/03

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City Vancouver

State WA

ZIP 98086

Country USA

Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

Express Mail: EV 324945992 US

Express Mail Date: October 3, 2003

PTO/SB/81 (10-00)

Approved for use through 10/31/2002. OMB 0651-0035
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	NYA
Filing Date	Herewith
First Named Inventor	Raymond E. Montgomery
Group Art Unit	NYA
Examiner Name	NYA
Attorney Docket Number	1350.380

I hereby appoint:

☒ Practitioners at Customer Number

30589

Place Customer
Number Bar Code
Label here

OR

☐ Practitioner(s) named below:

Name	Reg. Number	Name	Reg. Number	Name	Reg. Number
Jerry J. Dunlap	17,146	Charles A. Coddling	25,099	Douglas J. Sorocco	43,145
Christopher W. Corbett	36,109	Nicholas D. Rouse	36,992	Paul D. Rogers	50,234
Glen M. Burdick	24,230	Marc A. Brockhaus	40,923	Michael H. Smith	53,614
Richard A. Nelson	45,995	Kathryn L. Hester	46,768		

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number.

OR

☐ Firm or
Individual Name

Dunlap, Coddling & Rogers, P.C.

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Address

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Country US

Telephone (405) 607-8600 Fax (405) 607-8686

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Name

David Emerson

Signature

Date

10/3/03

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

SEND TO: Mail Stop Patent Appl., Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: CMI Terex CorporationApplication No./Patent No.: NYA Filed/Issue Date: HerewithEntitled: Renewable Drum MixerCMI Terex Corporation, a n Oklahoma corporation,

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel , Frame , or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: To:
The document was recorded in the United States Patent and Trademark Office at
Reel , Frame , or for which a copy thereof is attached.

2. From: To:
The document was recorded in the United States Patent and Trademark Office at
Reel , Frame , or for which a copy thereof is attached.

3. From: To:
The document was recorded in the United States Patent and Trademark Office at
Reel , Frame , or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached.
[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

10/3/03
Date

David Emerson

David Emerson
Signature

Vice-President Engineering - Plant

Title